FOR MYSORE STATE

Devt (1952) Department.

Passed

M S SERIES

G.O. NO. 969

Dated 8-3-52

[Despatch Abstract.]

Mines — Mining lease. — Red oxide of iron. Manganese and iron ore — Bellary District — Mellaburm sub Tk Vusanakeri village — 868 acres in S No 1, 4, 5 and 6. Application of Sri K Narayanan — Sanctioned

Revenue Department
Subject

18991 J/52
21-2-52

Mining - Mining Lease - Red Oxide of Iron,Manganese and Iron Ore (Bellary) Mallapuram Sub-Taluk - Vyasanakeri Village - S.Nos.1,4,5, and 6 - Extent 858 Acres - Application of Sri K. Narayanaiah - Report - Submitted.

Station:Madras Ref.L.806/52-1 dated 18-2-52

From

Sri N.C. Thomas,B.A.,
Joint Secretary, Board of Revenue.

Sri V.N. Kudva,I.C.S.,
Commissioner of Commercial Taxes

FIRST ASST. SECRETARY TO GOVERNMENT
21 FEB 1952
DEVELOPMENT DEPARTMENT

Read:- From the Collector of Bellary No.Roc.11493/51 A1 dated 31-1-52

Sri K. Narayanaiah of Bellary has applied for the grant of a M.L. for 10 years to mine Red Oxide of Iron,Manganese and Iron Ores over an extent of 858 acres comprising portions of S.Nos.1,4,5 and 6 of Vyasanakeri Village of Malapuram Sub Taluk.

The application is in order. He has remitted the prescribed application fee of Rs.200/- in Ch.No.871/4-7-51 and also Rs.500/- in Ch.No.870/4-7-51 towards preliminary expenses as required by M.C.Rules 1949.

The area applied for is classified as Reserve Forest and is under the control of the Forest Department and it does not contain lime stones. The Forest Range Officer has reported that the area contains an average type of tree growth and mining operations in such an area will not adversely affect tree growth and cattle grazing. The area is not required either for Sivaijama cultivation or for public or communal purposes. It is also not covered by any other mining lease of P;L. The Distri— Forest Officer Bellary has no objection to the grant of the area for mining operations.

The applicant has applied for the renewal of his Certificate of approval for 1952 granted in Government Memorandum No.10 dated 9-1-51 and his application has been recommended to the Government.

In the Circumstances I recommend that the M.L. applied for by the applicant may be granted for a period of ten years to mine Red Oxide of Iron,Manganese and Iron Ores over an extent of 858 acres in Vyasanakeri Village limits of Mallapuram Sub-Taluk subject to the General Conditions mentioned in Sub-Rule (1) of Rule 41 of the M.C.Rules 1949 and also to the Special conditions enumerated in Sub-Rule (2) of Rule 41 of the said rules as finalised in G.O.No.2326 Development Department dated 23-5-1951.

Thaapplication,the two chalans and a copy of the sketch showing the area applied for are enclosed.

(Sd) xxx
for Collector.

REFERENCE

Submitted to the Government.

2. Sri K. Narayanaiah has applied for the grant of a mining lease for red oxide of iron,manganese and iron ore over a extent of 858 acres in S.Nos.1,4,5 and 6 in Vyasanakeri Village limits of Mallapuram Sub-Taluk,Bellary District for a period of ten years. S.Nos.1,4,5 and 6 form one contiguous plot. It is reported that the area applied for by Sri K.Narayanaiah is not covered by any other mining lease or prospecting licence and that it does not contain lime stone. The appbication is in order.

p.t.o

2

The Collector has reported that the District Forest Officer, Bellary has no objection to the grant of the area on mining lease. The Collector has also recommended the grant of a mining lease for red oxide of iron, manganese and iron ore over an extent of 358 Acres in S.Nos.1 4,5 & 6 in Vyasanakeri Village limits of Hallapuram Sub-Taluk to Sri K.Narayanaiah for a period of ten years subject to the conditions proposed by him. The Certificate of approval of Sri K.Narayanaiah has been renewed for the year 1952 in Government Memorandum No.49 Development Dated 5-2-52.

3. In this connection, The Board invites the attention of the Government to the Board's Ref.L.12526/51-3 dated 18-2-52 and submits that the same applicant was granted 700 acres on mining lease for three minerals, red ochre, iron ore and Manganese and that he finding it hard to pay dead rent on the three minerals, has approached the Government for exclusion of two minerals. The Board observes that if this lease is also granted, he will come up again with the same request pleading hardship in the payment of dead rent. The Board, therefore, considers that it does not seem necessary to burden him with too many leases.

Sd/ [illegible]
19/2/52
for Joint Secretary

To the Secretary to Government
Development Department, Madras
(With Application, Chalans & Sketches to be returned).

RVK/19-2

Had to be connected with petition

K.NARAYANIAH,
Mine Owner.

3

236995/52
3.3.52

Fort,
Bellary,
Date.28-2-1952.

To

The Assistant Secretary,
Developement Department (Mines),
Government of Madras.

Respected Sir,

Ref: Application for grant of Mining -Lease
Vyasanakere-Hospet Taluk, Bellary District.

With reference to the above, I would like to humbly request you to kindly issue orders at your earliest convenience in order to enable me to carry on with my work.

Thanking you,

Yours faithfully,
K. Krishnasingarao
for Mr.K.Narayaniah.

6/12/3.

Development (J) Department.

Mines- Mining lease- Red oxide of iron, Manganese and Iron ore, Bellary District ~~Taluk~~ Mallapuram Sub-Taluk - Vyasanakeri Village - 858 acres in S.Nos. 1, 4, 5 and 6 ~~acres in S.No.~~ Narayanaiah Sanctioned.

grant of- Application of Sri K

Read:

From the Board of Revenue Ref:-No. L. 806/52-1 dated 18.2.52

G.O.Ms.No. 969. dated 8.3.'52.

The Government sanction the grant ~~of~~ to Sri K. Narayanaiah of a mining lease for Red oxide of iron, Manganese and iron ore for a period of ten years over an extent of 858 acres in S.Nos. 1, 4, 5 and 6 of Vyasanakeri village, Mallapuram Sub-Taluk, Bellary District subject to the conditions mentioned in sub-rule (1) of rule 41 of the Mineral Concession Rules, 1949, and also to the following conditions:

(i) the lessee shall pay rents and royalties in any Government Treasury before the 10th January of every year;

(ii) the lessee shall pay before the expiry of the lease, or its sooner determination by either party, an amount equal to the annual dead rent or such higher amount as may be fixed by the Collector of the district in his discretion, as compensation for damage to the land covered by the lease;

(iii) the lessee shall not fell trees if any, without the previous permission of the Collector and if it is found that he has felled any trees without such permission he shall pay the value of the trees together with a compounding fee subject to a maximum of 10 times the value of the said-trees;

(iv) the lessee shall not operate on the surface of any area prohibited by any authority by laying out roads, erecting buildings, machinery, etc. without the previous permission of such authority or the State Government;

p.t.o

(v) the lessee shall not use land for surface occupation without giving proper notice to the Collector;

(vi) the lessee shall provide and shall keep at all times at or near the pit head full equipment of weighing machines of modern type to the satisfaction of the Collector for weighing the minerals collected by him;

(vii) the lessee will exercise the liberties and powers hereby granted in such a manner as to offer no un-necessary or reasonably avoidable obstruction or interruption to the development and working of any minerals not included in this lease and will at all times afford to the Governor and to the holder of prospecting licences or mining leases in respect of any such minerals or any minerals within any lands adjacent to the said lands reasonable means of access and safe and convenient passage upon and across the said lands to such minerals for the purpose of getting, working developing and carrying away the same;

(viii) the lessee shall take such precautions as are necessary to secure pits and shafts by putting up wire fencing or such other protection to the satisfaction of the Collector to prevent accidents;

(ix) that on the occurrence of any accident, the lessee shall report, such accident immediately to the nearest police station the nearest Factory Inspector and the Labour Commissioner

(x) the lessee shall execute an indemnity bond to Government against the claims of third parties;

(xi) the lessee will at the expiration or sooner determination of the said term deliver up to the Governor all mines, pits shafts, including drifts, levels, waterways, airways and other work (now existing) hereafter to be sunk or made under the said lands (except such as may have been abandoned with the sanction of the Governor or in any ordinary and fair course of working) and all (engines, machinery plant, buildings,

p.t.o

structures and other works and conveniences which at the commencement of the said term were upon or under the said lands and all) engines, machinery, plant and fixtures set up by the lessee below ground level which cannot be removed without causing injury to any mines or works under the said lands (except such of the same as may with the sanction of the Governor have become disused) and all buildings and structures of brick or stone erected by the lessee above ground level in good repair order and condition and fit in all respects for further working of the said minerals.

(xii) if after the determination of the lease there shall remain in or upon the said lands any engines machinery plant buildings structures tramways, railways and other works erections and conveniences or minerals or mineral ores or other property which the lessee is entitled to remove from the said lands the same shall, if not removed by the lessee within one calender ~~mx~~ month after notice in writing requiring their removal is given to the lessee by the Collector be deemed to become the property of the Government of Madras and may be sold and disposed of for the benefit of the Government of Madras in such manner as they shall deem fit without liability to pay any compensation or to account to the lessee in respect thereof;

(xiii) In the event of the existence of a State of w r or of grave national emergency (of which the President of India shall be the sole judge and a notification to this effect in the Gazette of India shall be the conclusive proof) the Governor after notice inwriting to the lessee under the hand of any Secretary to Government of his intention so to do may forthwith take possession or assume control of the works, plant and machinery and premises of the lessee at or in connection with the said mines and may pre-empt at prices fixed by the Governor all the minerals (and all products thereof) extracted from or lying upon the said mines during such possession or control and the lessee shall conform and obey all directions given by or on

p.t.o

on behalf of the Governor regarding the use or employment of such works, plants, premises provided that a fair compensation which shall be determined by the Governor and shall be paid to the lessee for all loss or damage sustained by reasons or in consequence of the exercise of the powers conferred by this clause; provided also that the exercise of such powers shall not determine the said term hereby granted or affect the terms and provisions of these presents further than may be necessary to give effect to the provisions of this clause;

(xiv) (a) the ~~licensee~~ lessee shall not enter upon or commence prospecting or mining operations in any reserve forest situate upon the said lands without thirty days previous notice in writing to the District Forest Officer nor without obtaining and written sanction of that officer nor otherwise than in accordance with such condition as that officer may in his absolute discretion prescribe;

(b) the area ~~within~~ writing the reserved forest limits must be demarcated by a declared fire line of 40 ft. wide which will be cut and kept cleared by the Forest Department atthe expence of the lessee;

(c) the lessee must at all times permit the Forest Department to enter upon the land for the purpose of maintaining or repairing existing boundary lines within the area and must pay the cost of such maintanance or repair as determined by the District Forest Officer;

(d) the lessee must take suitable precautions to prevent fires from spreading into the adjoining reserve forest from the land and if such fires accidentally occur he must render all possible assistance in putting them put;

(e) the lessee shall not cut any trees or growth on the area granted in excess of 20 per cent of the number of trees on the whole area under the lease without the previous permission of the District Forest Officer and the value of such trees etc. shall be paid for by the lessee at rates to be fixed by the District Forest Officer; he must not deface or interfere with

p.t.o

any boundary stone or marks; if any boundary mark is accidentally damaged, he must bring the matter immediately to the notice of the Range Officer;

(xv) The lessee should keep the stocks of beryl or any other "prescribed substance" under section 3 of the Atomic Energy Act, No.XXIX of 1948, if they occur in the property covered by the lease with a view to making them available to the Government of India.

2. The rates of royalty, dead rent and surface rent shallbe as follows:

ROYALTY: (1) Iron ore
(a) used for extraction of iron — As.8. per ton.
(b) used for other purposes — Re.1. per ton.
(2) Manganese:
(a) High grade (45% Mn. andover): Five per cent of the Sale value at the pit's mouth
(b) Low grade (below 45% Mn): Five per cent of the Sale value at the pit's mouth Subject to a minimum of Re.1. per ton.
(3) Red oxide of iron: Five per cent of the Sale value at the pit's mouth subject to a minimum of As.8/- per ton.

(2) DEAD RENT:
(a) Iron ore: Rs 15/- per acre per annum when iron ore is used for extraction of iron and Rs 10/- per acre per annum if otherwise.
(b) Manganese and Red oxide of iron: Rs 10/- per acre per annum.

SURFACE RENT: at such rate as the land revenue and cesses assessable on the land are paid.

3. The applicant should pay a deposit of Rs. ~~500~~ 1000/- as prescribed in rule 36 of the Mineral Concession Rules, 1949, before the lease is actually executed.

4. The terms and conditions stated in the above paragraphs are subject to such further modifications, additions and alterations as may be included in the lease deed when finalised.

5. The applicant is informed that no relief will be given in the matter of payment of dead rent.

6. The Collector of Bellary is requested to take necessary further action.

7.3.52 Kms
7.3.52.

To the ~~Board of Revenue~~ R.J. & C. (with records.)
To the Collector of Bellary
CB. entry against for excuting the lease deed and the indemnity bond.

(A)

Sri K. Narayaniah
Mineral Merchant,
Post, Bellary

Development Department(J)

18991 J/52

Sub:Mines - Mining lease - Red oxide of Iron Manganese and Iron Ore (Bellary) [illegible] Sub-taluk - Vyasanakeri village - S.Nos. 1,4,5 and 6 - Extent 8.58 acres - Application of Sri K.Narayaniah.

Ref:From the Bd.of Rev...o.L.806/52-1 d/18-2-52

---

p 1 C.F

To A.S.

p 1 r 1 (A)

Sri K.Narayaniah of Bellary has applied for the grant of a mining lease for 10 years to mine Red Oxide of iron, Manganese and Iron ores over an extent of 858 acres comprising portions of S.Nos. 1,4, 5 & 6 of Vyasanakeri village of Malapuram sub-taluk. The applicant has remitted Rs.200/- towards application fee and Rs.500/ towards preliminary expenses. He holds a valid certificate of approval for the year 1952.

pp 3.6.of (A)

The Collector has reported that the area applied for is classified as Reserve Forest and is under the control of the Forest Department and it does not contain limestone. The Forest Range Officer has reported that the area contains an average type of tree growth and mining operations in such an area will not adversely affect the tree-growth and cattle grazing. The area is not required either for Sivaijama cultivation or for public or communal purposes. The area under question is not covered by any other mining lease or prospecting licence. The Dist.Forest Officer, Bellary has no objection to the grant of the area for mining operations. The Collector has recommended the grant of the lease to Sri K.Narayaniah.

M'em p 1 C.F

- do -

K'em p.1 C.F

The Board has stated that the same applicant was granted 700 acres on mining lease for three minerals, red ochre, iron ore and Manganese and that he finding it hard to pay dead rent on three minerals, has approached the Govt. for exclusion of two minerals. The Bd, observes that if this lease also is granted, he will come up again with the same request pleading hardship in the payment of dead rent and therefore considers that it does not seem necessary to burden him with too many leases. It is

D'em p. 2 C.F (file not [illegible]) (A)

2-

18991 J/52

submitted that it is proposed to reject the applicant's request at 'A' on p.1 above. However, the present application cannot be rejected for the reasons stated by the Board. It is for orders whether the lease may be granted as recommended by the Collector.

15
3/3

✓ So I see there is a case in another case the reference has been found in another file and sent to legal

28/2/52 28.2.52.

H M (Ind.)

The lease may be granted as recommended by the Collector. The Petr. may be informed that no relief would be given in the matter of payment of dead rent.

3.3.52

H.M. (Ind) 3/3

Devt J

Jo A.S.

(Orders above)

A draft order is submitted for approval.

7.3.52 7.3.52.

Devt J.

Jo A.S.

Necessary entries have been made in the Register of mining leases against item no. 133. The draft order below may now issue.

8/3/52 8/3/52

10/3/52

SECRETARY TO GOVERNMENT
4 MAR 1952
DEVELOPMENT DEPARTMENT

SECRETARY TO GOVERNMENT
4 MAR 1952
DEVELOPMENT DEPARTMENT